

VZCZCXRO3408
OO RUEHSR RUEHTRO
DE RUEHC #6562 3362344
ZNR UUUUU ZZH
O 012338Z DEC 08
FM SECSTATE WASHDC
TO RUCNDT/USMISSION USUN NEW YORK IMMEDIATE 4018
INFO UN SECURITY COUNCIL COLLECTIVE IMMEDIATE
ALL NATO POST COLLECTIVE IMMEDIATE
RUEHTC/AMEMBASSY THE HAGUE IMMEDIATE 3909
RUEHPS/AMEMBASSY PRISTINA IMMEDIATE 4978
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RUEHNO/USMISSION USNATO IMMEDIATE 2022
RUEHVEN/USMISSION USOSCE IMMEDIATE 6077
RUEHBS/USEU BRUSSELS IMMEDIATE

UNCLAS STATE 126562

SENSITIVE
SIPDIS

E.O. 12958: N/A
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SUBJECT: DEMARCHE REQUEST: DPKO MUST NOT LINK EULEX
DEPLOYMENT TO SIX POINTS IMPLEMENTATION

11. This message is sensitive but unclassified: please protect accordingly.

12. (SBU) The Department requests that USUN demarche the Department of Peacekeeping Operations and the Secretariat at the highest appropriate levels to review DPKO thinking on any next steps on the interim arrangements laid out in the Secretary General's 24 November report as well as its plans to implement accelerated UNMIK reconfiguration and transition of rule of law authorities to EULEX. Conditions now are in place for EULEX to begin quickly deploying throughout Kosovo. USUN should review with DPKO the UN's views for next steps to facilitate transition of rule of law functions to EULEX and draw down.

Objectives

13. (SBU) The adoption of the EULEX PRST on November 26 and the subsequent exchange of letters between Serbian President Tadic and EU HR Solana paves the way for EULEX deployment throughout Kosovo. We now need rapid and effective follow up to address serious political apprehension in Kosovo. Underscore our concern that implementation of any steps related to the Six Point arrangements must/must be conducted) per the SYG's commitment -- in &continuous coordination and consultation8 with Kosovo. Transition of rule of law functions from UNMIK Police and Justice to EULEX should be rapid and should not be linked to Six Points implementation. Kosovo's leadership needs room and support to manage public opinion; EULEX, for its own credibility, also needs to deploy to the North immediately.

14. (SBU) Urge DPKO to ensure that operational decision-making on implementation should be left in the hands of UNMIK SRSG Zannier, who is best placed to gauge the security situation in Kosovo and determine the best pace and manner of implementation. Query DPKO on recent contacts with Serb officials and urge that these be made transparent to Government of Kosovo authorities.

15. (SBU) Encourage visible, practical, daily cooperation between UNMIK and EULEX and NATO/KFOR to facilitate the quick deployment of EULEX into non-majority areas throughout Kosovo, especially in northern Kosovo. EULEX personnel in Mitrovica and elsewhere in the north, with the visible support of UNMIK, would serve as critical reassurance to all citizens of Kosovo that the reconfiguration and transition is real and proceeding.

16. (SBU) In this regard, welcome assurances that DPKO Head Le Roy gave EUR A/S Dan Fried on November 28 that no new

approvals or UN permissions were needed for EULEX to deploy into the north. With Belgrade's support for EULEX deployment now assured, it is critical that operational control of rule of law be passed effectively and completely to EULEX without interference or operational micromanagement from DPKO.

RICE